



1641 \$  
Atty. Dkt. No. 053466-0286

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yasuko OZAKI et al.  
Title: IMMUNOCHEMICAL ASSAY FOR  
ANTI-HM1.24 ANTIBODY  
Appl. No.: 09/622,646  
Intl. Filing Date: 2/25/1999  
371(c) Date: 08/21/2000  
Examiner: Deborah A. Davis  
Art Unit: 1641  
Conf. No.: 8792

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

03/08/2007 HMAKZ11 00000059 09622646

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180.00 OP

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

**RELEVANCE**

Copies of non-U.S. patent documents E2-E4 were submitted with the Information Disclosure Statement filed with the present U.S. National Stage Application on August 21,

2000. Copies of each of the foreign patents are found in the Image File Wrapper (IFW) of PAIR. However, the Information Disclosure Statement and PTO Form 1449 which accompanied the references were apparently not scanned correctly by the U.S. PTO and are not found in the IFW. An initialed PTO Form 1449 has not been received.

Document E1 (EP 0 972 524 A1), which is in English, is the European regional phase application of previously submitted document E2 (WO 98/37913), and was not previously cited separately. A copy of document E1 is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

An English abstract of each the foreign-language documents (E2-E4) is incorporated on the first page of each reference. The absence of a full English translation does not relieve the PTO from its duty to consider the submitted foreign language documents (37 CFR §1.98 and MPEP §609).

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

**FEE**

A credit card payment form in the amount of \$180.00 is enclosed in accordance with 37 CFR §1.17(p) to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) in the amount of \$180.00. The Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date March 7-2007 By [Signature] 55,600

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> Date Submitted: <u>MAR 07 2007</u> Use as many sheets as necessary) Sheet <u>1</u> of <u>1</u>	<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">Application Number</td> <td>09/622,646</td> </tr> <tr> <td>Filing Date</td> <td>2/25/1999</td> </tr> <tr> <td>First Named Inventor</td> <td>Yasuko OZAKI</td> </tr> <tr> <td>Art Unit</td> <td>1641</td> </tr> <tr> <td>Examiner Name</td> <td>Deborah A. Davis</td> </tr> <tr> <td>Attorney Docket Number</td> <td>053466-0286</td> </tr> </table>	Application Number	09/622,646	Filing Date	2/25/1999	First Named Inventor	Yasuko OZAKI	Art Unit	1641	Examiner Name	Deborah A. Davis	Attorney Docket Number	053466-0286
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**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documents	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	E1	EP 0 972 524 A1	01/19/2000	Chugai Seiyaku Kabushiki Kaisha		
	E2	WO 98/37913	09/98	Chugai Seiyaku Kabushiki Kaisha		A
	E3	WO 98/35698	08/98	Chugai Seiyaku Kabushiki Kaisha		A
	E4	WO 98/14580	04/98	Chugai Seiyaku Kabushiki Kaisha		A

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

Examiner Signature	Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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